

# United States Department of Agriculture,

## OFFICE OF THE SECRETARY.

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### NOTICE OF JUDGMENT NO. 1032.

(Given pursuant to section 4 of the Food and Drugs Act.)

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#### MISBRANDING OF "ROYAL LITHIA WATER."

On April 17, 1911, the United States Attorney for the Eastern District of Wisconsin, acting upon the report by the Secretary of Agriculture, filed information in the District Court of the United States for the said district against William H. Anderson, Waukesha, Wis., alleging shipment by him, in violation of the Food and Drugs Act, on July 11, 1910, from the State of Wisconsin into the State of Indiana of 10 cases containing each a dozen bottles of a so-called "Royal Lithia Water." The labels on each of said bottles contained the following statement: "Anderson's Royal (Trade Mark) Lithia Water. Cures Rheumatism, Gout, Dropsy, &c., Waukesha, Wisconsin. One of Nature's Best Known Remedies for all Liver, Kidney, Bladder and Stomach Troubles. \* \* \*."

Analysis by the Bureau of Chemistry showed the water to contain only a slight trace of lithium, unweighable in amount. Misbranding was alleged in the first count of the information for the reason that the statements on the above label were false and misleading, and calculated to deceive and mislead the purchaser in that they conveyed the impression that the so-called lithia water possessed and contained therapeutic properties capable of curing rheumatism, gout, dropsy, etc., and to be one of nature's best known remedies for all liver, kidney, bladder, and stomach troubles, whereas in fact said water did not possess such therapeutic properties that would be of any service in the cure of any or all of the various diseases mentioned in said label. Misbranding was alleged in the second count for the reason that the statement on the label "Royal Lithia Water" was false and misleading and calculated to deceive the purchaser, in that it represented said water as containing lithium, whereas in truth and in fact it did not contain lithium in any appreciable amount whatever, and did not contain any quantity sufficient to give and impart the therapeutic effects of lithium when used and consumed in the way that it was designed and intended that it should be used by the purchasers thereof.

On May 6, 1911, the defendant pleaded guilty, and was fined \$25.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *July 31, 1911.*

